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PART IV.

Legislative Measures and Rules thereunder.

NOTIFICATIONS.

No. S. D. 5802—C. 97-47-21, dated Bangalore, the 5th February 1948.

In exercise of the powers conferred by Rules 75-A, 75-B and Rule 81 of the Defence of India Rules as applied to Mysore and continued by the Supplies, Services and Miscellaneous Provisions (Temporary Powers) Act XX of 1947, the Government of His Highness the Maharaja are pleased to direct that the following articles of foodgrains namely, Haraka, Navane, Save and Sujje shall be omitted from Schedule I to the Articles of Food Acquisition (Harvest) Order, 1944 and that the provisions of the said Order shall not, with effect from the date of publication of this Notification, apply to the said articles of foodgrains and to further direct with reference to Sub Rule (1) of Rule 119 of the said Rules that notice of the same be given by the publication of the said Notification in the Official Gazette and by the issue of a Press Note summarising and explaining its provisions.

No. S. D. 5825—C. 97 47-25, dated Bangalore, the 5th February 1948.

In exercise of the powers conferred by Sub-Rule (2) of Rule 81 of the Defence of India Rules as applied to Mysore and continued by the Supplies, Services and Miscellaneous Provisions (Temporary Powers) Act XX of 1947, the Government of His Highness the Maharaja are

pleased to direct that the following articles of foodgrains namely Haraka, Navane, Save and Sajje shall be omitted from the First Schedule to the Foodgrains Control Order, 1942 and that the provisions of the said Order shall not, with effect from the date of publication of this Notification, apply to the said articles of foodgrains and to further direct with reference to Sub-Rule (1) of Rule 119 of the said Rules that notice of the same be given by the publication of the said Notification in the Official Gazette and by the issue of a Press Note summarising and explaining its provisions.

No. S.D. 5932—C. 53-47-24, dated Bangalore, the 9th February 1948.

In exercise of the powers conferred by Section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946) as applied to the Civil and Military Station of Bangalore and continued in the Civil Station, Bangalore by the Retrocession (Application of Laws) Act 1947 (XXIII of 1947) and in supersession of the Vegetable Oil Products Control Order, 1946 that was in force in the Civil Station, the Government of His Highness the Maharaja of Mysore are pleased to make the following order:—

The Bangalore Vegetable Oil Products Control Order, 1948.

1. (1) This order may be called the Bangalore Vegetable Oil Products Control Order, 1948.

(2) It extends to the whole area of the Civil Station, Bangalore.

(3) It shall come into force at once.

2. In this order, unless there is anything repugnant in the subject or context:—

(a) "Controller" means the person appointed as the Vegetable Oil Products Controller for the Civil Station, Bangalore by the Government of Mysore and includes any person authorised by the Controller to exercise all or any of the powers of the Controller under this order;

(b) "dealer" means a person carrying on business in the purchase, sale or distribution of any vegetable oil products;

- (c) "producer" means a person carrying on the business of manufacturing any vegetable oil product;
- (d) "recognised dealer" means a dealer recognised as such by the Controller for the purposes of this order;
- (e) "vegetable oil product" means any vegetable oil subjected to a process of hydrogenation in any form, or any preparation thereof for cooking purpose, containing not less than 50 per cent of hydrogenated vegetable oil.

3. No producer shall after such date as the Controller may notify in this behalf, dispose of, or agree to dispose of, or in pursuance of any agreement entered into on or before such date make delivery of, any vegetable oil product except—

- (a) to or through a recognised dealer, or
- (b) to a person specially authorised in this behalf by the Controller to acquire vegetable oil products on behalf of the Government; and no person other than a recognised dealer shall, after the date notified by the Controller, carry on business in the purchase, sale or distribution of any vegetable oil product.

4. (1) The Controller may by general or special order prohibit or restrict the manufacture, stock or sale of any variety or quality of vegetable oil product and no producer to whom such order applies shall manufacture, stock or sell any vegetable oil product in contravention thereof.

(2) Every producer shall furnish the Controller with such details regarding—

- (a) the quantities and varieties of vegetable oil products manufactured by him; and
- (b) the ingredients used in their manufacture and the sources from which the ingredients are obtained, as the Controller may require.

5. (1) Every producer and every recognised dealer shall comply with such directions regarding the sales, stocks and distribution of vegetable oil products as may from time to time be given to him by the Controller.

(2) Every producer and every recognised dealer shall furnish the Controller with such details regarding the quantities and varieties of vegetable oil products produced, stocked or sold by him, during any period, as the Controller may require.

6. (1) The Controller may, from time to time, by notification in the Official Gazette, fix with prior concurrence of Government, the maximum prices at which vegetable oil products may be sold, and the prices so fixed may be different in different localities and for different classes of transactions.

(2) No person shall buy or sell, or agree to buy or sell, any vegetable oil product at a price exceeding the maximum fixed under sub-clause (1).

(3) Where in respect of any vegetable oil product a maximum price has been fixed under sub-clause (1), no such vegetable oil product shall be delivered or accepted in pursuance of an agreement entered into before such fixing of maximum price and providing for the payment of a price higher than that maximum, unless the agreement is so revised as to substitute for the price originally agreed a price not exceeding the maximum fixed under sub-clause (1).

7. (1) The Controller may from time to time—

(a) allot with prior concurrence of Government quotas of vegetable oil products for the requirements of any specified area or market;

(b) issue directions to any producer or dealer to supply vegetable oil products to such areas or markets, in such quantities, of such types or varieties, at such times, at such prices and in such manner, as may be specified in the direction; and

(c) require any producer or recognised dealer to keep in reserve stocks of vegetable oil products in such quantities and of such types and varieties as he may direct from time to time.

(2) Every producer and every dealer shall, notwithstanding any pre-existing agreement give priority to, and comply with, the directions issued to him under sub-clause (1).

8. (1) No vegetable oil product shall, after such date as the Controller may notify in this behalf, be offered

by any person for transport whether by land or accepted by any railway administration or other carrier for transport, from the Mysore State except under and in accordance with the conditions of a permit issued by the Controller in this behalf.

Provided that the above restriction shall not apply to the transport of any vegetable oil product (a) not exceeding five seers by a *bona fide* traveller as part of his personal luggage, or (b) under and in accordance with military credit notes, or (c) under and in accordance with a permit issued by the Controller before the date notified by the Controller, or (d) in accordance with such general permits as may, from time to time be notified by the Controller.

(2). A permit issued in pursuance of sub-clause (1) shall be returned by the consignor to the Controller, if so required by him, on completion of despatch, or on expiry of the period of its validity whichever is earlier, with the particulars of actual despatches noted on it in such form as may be prescribed by the Controller.

9. Any Court trying a contravention of this order may, without prejudice to any other sentence which it may pass, direct that any stock of vegetable oil product in respect of which it is satisfied that this order has been contravened, together with the receptacles in which the stock is contained, shall be forfeited to the Government.

10. Notwithstanding the supersession of the Vegetable Oil Products Control Order, 1946, all notifications, orders and directions issued thereunder shall, so far as they are not inconsistent with this order, be deemed to have been made hereunder and they shall continue in force until rescinded or modified hereunder.

A. S. KHALEEL,
Food & Civil Supplies Secy.